

STATE OF WISCONSIN

Senate Journal

Seventy-Seventh Session

WEDNESDAY, May 19, 1965.

9:00 o'clock A.M.

The senate met.

The president in the chair.

Prayer was offered by the Reverend William Rohlwing.

The roll was called and the following senators answered to their names:

Senators Benson, Bice, Busby, Carr, Christopherson, Dempsey, Dorman, Draheim, Hansen, Hollander, Kendzior-ski, Keppler, Knowles, Krueger, LaFave, Leonard, Leverich, Lorge, Lourigan, McParland, Meunier, Miller, Panzer, Ras-musen, Risser, Roseleip, Schreiber, Schuele, Smith, Suss-man, Thompson, Warren and Zaborski—33.

INTRODUCTION OF AMENDMENTS

Substitute amendment No. 1, S. to Senate Bill 36 was offered by Senator Bice.

Amendment No. 1, S. to Senate Bill 47 was offered by Senator Sussman, by request of George A. Jarke, Legisla-tive Representative, Wisconsin Federation of Chapters, Na-tional Association of Retired Civil Employees.

Amendment No. 2, S. to Senate Bill 172 was offered by Senator LaFave.

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PETITIONS AND COMMUNICATIONS

State of Wisconsin
Department of Administration
Bureau of Management
State Office Building
Madison, Wisconsin 53702

Mr. William P. Nugent
Chief Clerk
State Senate
Madison, Wisconsin 53702

Dear Mr. Nugent: The State Claims Commission is submitting a report to you in accordance with the provisions of Section 15.94 of the statutes covering claims heard by it on March 19, 1965.

The amounts recommended for payment on claims included in this report are under \$500 and have, therefore, under the provisions of the statutes been paid directly by the Commission where approval has been made. The report is for the information of the legislature.

The Claims Commission will appreciate your acceptance of the report and the spreading of it upon the Journal in the 1965 session of the legislature to inform the members of the Senate as to the nature of the type of claims which comes before the Commission for its consideration.

Sincerely,

WAYNE F. McGOWN,
Secretary
State Claims Commission.

May 17, 1965.

BEFORE THE CLAIMS COMMISSION OF WISCONSIN

Hearings were held at Madison, Wisconsin, on March 19, 1965, upon the following claims:

<i>Name of Claimant</i>	<i>Amount of Claim</i>
1. Leonard Newman -----	\$ 50.00
2. David H. Miller -----	180.65
3. Ervin F. Schneider -----	39.50
4. Naomi and Harold T. Palmer -----	3,000.00
5. Mrs. Richard Bruehl, Jr. -----	400.00

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The Commission Finds:

1. *Leonard Newman*

Leonard Newman claims \$50 to compensate him for damages to his motor vehicle at the University's Hospital parking lot on November 14, 1964. The Commission finds that the damages were caused by the negligence of a State employee.

2. *David H. Miller*

David H. Miler claims \$180.65 for damages to his own books in July, 1964. The claimant had shipped the books to the University of Wisconsin-Milwaukee for use in the performance of his duties as a professor at that institution. The books were stored temporarily by employees of the institution in a corridor or mailing room which became partially flooded during a rain storm, and they were left in their cartons in a soggy condition until irreparable damage had been done. The Commission find that the damage was caused by the negligence of State employees.

3. *Ervin F. Schneider*

Ervin F. Schneider claims \$39.50 for damages to a top-coat allegedly torn by a sharp protrusion from a water pipe in a building at the State Fair Grounds on November 18, 1964, during an automobile show. No appearance was made by the claimant, and there is no evidence to corroborate the allegations of the claim. The Commission concludes the claim is not one on which the State is legally liable nor one which the State should in good conscience assume and pay.

4. *Naomi and Harold T. Palmer*

Naomi Palmer claims \$2,500.00 and Harold T. Palmer, her husband, claims \$500 as a result of injuries sustained by Naomi Palmer on August 20, 1964, while attending the State Fair. While employees of the Exposition Department were dismantling a refreshment stand, a portion of the stand struck Naomi Palmer and injured her leg. The Commission finds that injuries were caused by the negligence of State employees, but that damages of only \$200 have been proved; and that the claim of Harold T. Palmer is not one on which the State is legally liable or one which the State should in good conscience assume and pay.

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5. *Mrs. Richard Bruehl, Jr.*

Mrs. Richard Bruehl, Jr. claims \$400 because of injuries sustained by her daughter, Sandra, on January 1, 1965, while sledding at High Cliff State Park. The Commission concludes that the claim is not one on which the State is legally liable nor one which on equitable principles the State should pay, especially in view of the fact that the accident occurred on a town road and at a time when the Park was not staffed or supervised for public use.

The Commission Concludes:

1. That the claims of the following claimants should be denied:

Ervin F. Schneider

Harold T. Palmer

Mrs. Richard Bruehl, Jr.

2. That payment of the following amounts to the following claimants, respectively, is justified under the provisions of section 15.94, Statutes:

Leonard Newman	-----	\$ 50.00
David H. Miller	-----	180.65
Naomi Palmer	-----	200.00

Dated at Madison, Wisconsin, this 4th day of May, 1965.

WALTER G. HOLLANDER,
Chairman, Senate Committee on
Finance.

GEORGE MOLINARO,
Chairman, Assembly Committee
on Finance.

ARVID A. SATHER,
Representative of Governor.

WARREN D. EXO,
Representative of Commission of
Administration

E. WESTON WOOD,
Representative of Attorney General.

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The foregoing report of the claims commission was ordered spread upon the journal and referred to the joint committee on Finance.

Senate Petition 39

By Senator Dorman. To committee on Judiciary.

COMMITTEE REPORT

The committee on Conservation reports and recommends:

The appointment by the Governor of Guido R. Rahr, of Manitowoc, a member of the State Conservation Commission, to succeed himself, for the term ending July 27, 1969.

Confirmation; Ayes, 5; Noes, 0.

Senate Bill 135

Adoption of amendment No. 1, S.; Ayes, 5; Noes, 0 and passage as amended; Ayes, 5; Noes, 0.

Senate Bill 260

Passage; Ayes, 5; Noes, 0.

Senate Bill 324

Passage; Ayes, 5; Noes, 0.

Senate Bill 414

Passage; Ayes, 5; Noes, 0.

Senate Bill 453

Passage; Ayes, 5; Noes, 0.

Assembly Bill 165

Concurrence; Ayes, 5; Noes, 0.

Assembly Bill 319

Concurrence; Ayes, 5; Noes, 0.

Assembly Bill 321

Concurrence; Ayes, 5; Noes, 0.

Assembly Bill 325

Concurrence; Ayes, 5; Noes, 0.

CLIFFORD W. KRUEGER,
Chairman.

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The reading at length of the foregoing committee report was dispensed with, upon motion of Senator Knowles, with unanimous consent.

SPECIAL COMMITTEE REPORT

Senate Bill 107

Report of Joint Survey Committee on Tax Exemptions

Fiscal Effect on the State and Its Subdivisions

The proposal would not affect tax revenue of the state or its subdivisions.

Public Policy Involved

The bill involves no public policy relative to tax exemptions.

Respectfully submitted,

**JOINT SURVEY COMMITTEE
ON TAX EXEMPTIONS**

Alex J. Meunier, Chairman
Adrian J. Manders, Vice-Chairman.

Senate Bill 107

To committee on Judiciary.

MESSAGE FROM THE ASSEMBLY

By James P. Buckley, chief clerk thereof.

Mr. President:

I am directed to inform you that the assembly has adopted and asks concurrence in

Assembly Joint Resolution 9,

Assembly Joint Resolution 75,

Assembly Joint Resolution 84 and

The action by which the assembly, upon motion of Assemblyman McCormick and Whittow, pursuant to Joint Rule 26, has directed the Legislative Reference Bureau to prepare a suitable joint certificate of sincere Congratulations to Mr. Ted E. Wedemeyer, Jr., 2885 South Superior, Milwau-

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kee, Wisconsin upon the occasion of his being elected President of the Wisconsin Junior Chamber of Commerce on May 15, 1965 in Eau Claire, Wisconsin, and has

Passed and asks concurrence in

Assembly Bill 163,

Assembly Bill 465,

Assembly Bill 473,

Assembly Bill 537,

Assembly Bill 572,

Assembly Bill 588,

Assembly Bill 657,

Assembly Bill 790 and has

Concurred in

Senate Bill 14,

Substitute amendment No. 1, S. to **Assembly Bill 64,**

Amendment No. 1, S. to Assembly Bill 736 and

Amended and concurred in as amended Senate Bill 168.

ASSEMBLY MESSAGE CONSIDERED

The foregoing assembly action under Joint Rule 26, pursuant to motion by Assemblymen McCormick and Whittow was concurred in, upon motion of Senator McParland.

Assembly Joint Resolution 9

Was read.

To committee on Agriculture.

Assembly Joint Resolution 75

Read first time.

To committee on Judiciary.

Assembly Joint Resolution 84

Was read.

To committee on Agriculture.

Read first time and referred:

Assembly Bill 163

To committee on Governmental and Veterans' Affairs.

Assembly Bill 465

To committee on Highways.

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Assembly Bill 473

To committee on Highways.

Assembly Bill 537

To committee on Education.

Assembly Bill 572

To committee on Labor, Taxation, Insurance and Banking.

Assembly Bill 588

To committee on Governmental and Veterans' Affairs.

Assembly Bill 657

To committee on Highways.

Assembly Bill 790

The bill was placed on the calendar of Tuesday, May 18th as the 1st item of business, ahead of the 9th order of business, upon motion of Senator Krueger, with unanimous consent.

Senate Bill 168

Was referred to the calendar.

Senator Lorge asked unanimous consent that **Assembly Joint Resolution 75** be recalled from the committee on Judiciary and referred to the committee on Labor, Taxation, Insurance and Banking.

Senator Busby objected.

MOTIONS

Senate Bill 200

Was recalled from the joint committee on Finance and referred to the calendar, upon motion of Senator Hollander, with unanimous consent.

Senate Bill 393

Which bill was a Special Order for 9:00 o'clock this morning was made a Special Order for 9:00 o'clock tomorrow morning, upon motion of Senator Keppler, with unanimous consent.

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Senate Bill 396

Was recalled from the committee on Governmental and Veterans' Affairs and referred to the joint committee on Finance, upon motion of Senator Knowles, with unanimous consent.

Senate Bill 471 and

Senate Bill 472

Senator LaFave moved that pursuant to Joint Rule 32 the chief clerk be directed to procure 1,000 additional copies of the bills.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes—Senators Benson, Bice, Busby, Carr, Christopher-son, Dorman, Draheim, Hansen, Hollander, Kendzior-ki, Keppler, Knowles, Krueger, LaFave, Leonard, Leverich, Lorge, Lourigan, McParland, Meunier, Miller, Panzer, Rasmusen, Risser, Roseleip, Schreiber, Schuele, Smith, Sussman, Thompson, Warren and Zaborski—32.

Noes—None.

Absent or not voting—Senator Dempsey—1.

So the motion prevailed.

Senate Bill 490

Was recalled from the committee on Highways and referred to the committee on Labor, Taxation, Insurance and Banking, upon motion of Senator Smith, with unanimous consent.

Upon motion of Senator Knowles, with unanimous consent, the senate recessed until 10:00 o'clock this morning.

RECESS

10:00 o'clock A.M.

The senate was called to order by the president.

MOTIONS

Upon motion of Senator Hollander, with unanimous consent, the senate returned to the 3rd order of business.

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INTRODUCTION OF AMENDMENTS

Substitute amendment No. 3, S. to Senate Bill 99 was offered by Senators Hollander, Leonard, Meunier and Warren.

Senate Bill 99

An act to amend and revise chapter 20 and to make divers other changes in the statutes and session laws, relating to state finances and appropriations, constituting the general fund budget bill of the 1965 legislature, and making appropriations.

The bill on today's calendar, was laid over under the rules, until Friday, May 21st.

Upon motion of Senator Krueger, with unanimous consent, the senate was returned to the 5th order of business.

BILLS INTRODUCED

Senate Bill 496

Relating to resident bear hunting licenses.

By Senator Krueger, by request of Wisconsin Bear Hunters Association.

Read first time.

To committee on Conservation.

Upon motion of Senator Smith, with unanimous consent, the senate returned to the 11th order of business.

MOTION UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by
The Legislature

Know you by these presents:

Whereas, Dr. Henry C. Ahrnsbrak has been the Director of the Marathon County Extension Center since its found-

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ing in Wausau, Wisconsin in 1947, and whereas its success and development to one of the finest Centers in Wisconsin was largely a result of his untiring service, and whereas this Fall Dr. Ahrnsbrak will be leaving to serve as Chief Administrator and Coordinator of an educational program in northern Nigeria; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Senator Charles F. Smith, Jr. (member, 1st house), co-sponsored by Assemblymen David Obey and Ben Riehle (co-ponzor, 2nd house), under Joint Rule 26, extend to Dr. Ahrnsbrak their thanks and appreciation for his outstanding service to the Marathon County Extension Center and to the entire Wausau area and to Marathon County, and express to Dr. Ahrnsbrak the legislature's best wishes in his new position in Nigeria.

Said certificate to be prepared by the Legislative Reference Bureau.

The foregoing motion was read and adopted.

Ordered immediately messaged to the assembly.

The president pro tempore in the chair.

Senate Bill 32

The bill a Special Order for 10:00 o'clock this morning was laid on the table, upon motion of Senator Roseleip, with unanimous consent.

Senate Bill 358

Was recalled from the committee on Judiciary and referred to the joint committee on Finance, upon motion of Senator Busby, with unanimous consent.

Senate Bill 416

Was recalled from the committee on Labor, Taxation, Insurance and Banking, and referred to the calendar, upon motion of Senator Leonard, with unanimous consent.

Senate Joint Resolution 27

Was recalled from the committee on Judiciary and returned to author, upon motion of Senator Busby, with unanimous consent.

Upon motion of Senator Leonard, with unanimous consent, the senate returned to the 3rd order of business.

INTRODUCTION OF AMENDMENTS

Amendment No. 2, S. to Senate Bill 237 was offered by Senator Busby.

Amendment No. 1, S. to Senate Bill 260 was offered by Senator LaFave.

Amendment No. 1, S. to Senate Bill 383 was offered by Senator LaFave, by request of Legislative Committee, Milwaukee County Board.

Amendment No. 1, S. to Senate Bill 404 was offered by Senator LaFave.

Amendment No. 2, S. to Senate Bill 416 was offered by Senator Leonard.

GUESTS INTRODUCED

Senator Knowles presented visitors from the California legislature to the senate. Senator Vernon L. Sturgeon, of the 29th district, from Paso Robles; Assemblyman Gordon Winton, Jr., of the 31st district, from Merced; Assemblyman Alan G. Pattee, of the 34th district, from Salinas; and Mr. Carlos Bee, Speaker pro tempore of the Assembly, from Hayward. The presiding officer extended the welcome of the senate.

Senator Lorge introduced President E. F. Gordon and 51 freshmen and sophomores of Outagamie County College, Kaukauna, Wisconsin.

Senator Kendzierski introduced a class of 26 students from Boys Tech of Milwaukee, and their teacher, Mr. Skaros.

Senator Roseleip welcomed a group from Warren High School, Warren, Illinois.

Senator Thompson welcomed Mrs. Thorson and 24 students from Daleyville School, and, Sister Elaine and 14 seventh graders from St. Martins' School, Martinsville.

Upon motion of Senator Knowles, the senate adjourned until 9:00 o'clock Thursday morning, May 20th, 1965.